

Scott J. Rittman, Esq.
Senior Intellectual Property Counsel
One Becton Drive, MC 110
Franklin Lakes, New Jersey 07417-1880
Tel: 201-847-6356
Fax: 201-848-9228
Scott_Rittman@bd.com

RECEIVED
CENTRAL FAX CENTER

MAY 23 2006



BD

Helping all people
live healthy lives

Fax

Attention: Commissioner for Patents
Company: United States Patent and Trademark Office
Fax number: (571) 273-8300
From: Scott J. Rittman, Esq.
Date: May 23, 2006

Number of Pages (including this cover): 9

If you do not receive all of the pages, please call: Cheryl Castiglia 201-847-7122

Applicant(s):	Nicholas R. Bachur	Atty. Docket No.:	P-5026
Serial No.:	09/892,061	Group Art Unit:	1744
Filed:	June 26, 2001	Examiner:	W. Beisner
For:	System and Method for Optically Monitoring Concentration of a Gas, or the Pressure in a Sample Vial to Detect Sample Growth		

The following documents are attached to this facsimile:

1. Response to Non-Compliant Amendment; (8 pages)

Confidential

The pages accompanying this transmission contain or may contain information from BD (Becton, Dickinson and Company) which is confidential, proprietary and/or legally privileged. The information is intended only for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or taking of any action in reliance on the contents of this transmission is strictly prohibited, and the pages received by you are to be destroyed immediately. In this regard, please notify the sender of this transmission that you have received the transmission in error and have destroyed the pages sent.

If you do not receive all of the pages, please call as soon as possible, via direct fax line indicated above or by telephone to the sender indicated above.

Becton, Dickinson and Company

MAY 23 2006**PATENT**
P-5026**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): Nicholas R. Bachur, Jr. et al.


SERIAL NO.: 09/892,061

GROUP: 1744

FILING DATE: June 26, 2001

EXAMINER: W. Beisner

FOR: System and Method for Optically Monitoring the Concentration of a Gas, or the Pressure in a Sample Vial to Detect Sample Growth.

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450I HEREBY CERTIFY THAT THIS CORRESPONDENCE
IS FAXED TO (571) 273-8300. TO: COMMISSIONER
FOR PATENTS, ALEXANDRIA, VA on: May 23, 2006
By: Cheryl L. Castiglia
(SIGNATURE)**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

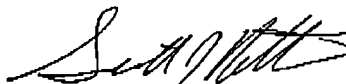
Sir:

Applicants received a Notice of Non-Compliant Amendment dated May 4, 2006. The claim listing filed by Applicants on April 26, 2006 was considered to be non-compliant due to a non-complete claim listing.

Attached hereto is a replacement claim listing, which should be substituted for the listing provided on April 26, 2006.

If there are any additional fees related to this Amendment, such fees should be charged to Deposit Account No. 02-1666.

Respectfully submitted,

Scott J. Rittman
Registration No. 39,010Becton, Dickinson and Company
1 Becton Drive
Franklin Lakes, NJ 07417-1880
(201) 847-6356
Doc# 109090